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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

Defendant, KELLY WHITE, by and through his attorney, CHRIS T.

RASMUSSEN, ESQ., comes before the Court requesting that the United States Probation Department conduct a presentence report to establish whether White is a career criminal pursuant to (4B1.1).

DATED this 28TH Day of December, 2011

Respectfully submitted

CHRIS THOMAS RASMUSSEN

MEMORANDUM OF POINTS AND AUTHORITES

White and the United States have worked out a plea negotiation in spirit.¹ The only way the parties will be able to complete the negotiation is if there is a determination regarding White's criminal history. Therefore, we are requesting an Order directing the United States Probation Department to conduct a pre-plea presentence report to determine criminal history.

DATED this 28th day of December, 2011.

Respectfully submitted

ORDER

IT IS SO ORDERED that the Unopposed Motion for United States Probation to Draft a Presentence Report Prior to a Change of Plea (dkt. 34) is GRANTED and the report shall be completed within sixty (60) days.

Dated this 13th day of January, 2012.

Carl G. Baker

CAM FERENBACH
UNITED STATES MAGISTRATE JUDGE

¹The Government is in agreement that a pre-plea presentence report is needed to finalize the negotiations.

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